

PTO/SB/30 (08-03)

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# **REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL**

Address to:  
Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Application Number	09/442,106
Filing Date	November 17, 1999
First Named Inventor	John Philip PETTITT
Group Art Unit	3625
Examiner Name	Yogesh C. Garg
Attorney Docket Number	53588-0025

**This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.**  
Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

- Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s)
  - ☒ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
    - ☐ Consider the arguments in the Appeal Brief or Rely Brief previously filed on \_\_\_\_\_
    - ☒ Other Information Disclosure Statement previously mailed on December 10, 2004.
  - ☒ Enclosed
    - ☐ Amendment/Reply
    - ☐ Affidavit(s)/Declaration(s)
    - ☒ Information Disclosure Statement (IDS) previously mailed on December 10, 2004 (6 pgs)
    - ☒ Other: Petition to Withdraw Application from Issuance (2 pgs);  
and Fee Transmittal Form (1 pg).
- Miscellaneous**
  - ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR. § 1.17(i) required)
  - ☐ Other \_\_\_\_\_
- Fees** The RCE fee under 37C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.
  - ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 50-1302
    - ☒ RCE fee required under 37 C.F.R. § 1.17(e)
    - ☐ Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)
    - ☒ Other: Fee for Petition.
  - ☐ Check in the amount of \$ \_\_\_\_\_ enclosed
  - ☐ Payment by credit card (Form PTO-2038 enclosed)

**FAX RECEIVED**

JUN 21 2005

**OFFICE OF PETITIONS**

## **SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

Name (Print/Type)	Christopher J. Palermo	Registration No. (Attorney/Agent)	42,056
Signature	<i>Christopher J. Palermo</i>	Date	June 21, 2005

## **CERTIFICATE OF MAILING OR TRANSMISSION**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office at Fax No. (571-273-0025 on the date shown below.

Name (Print/Type)	Teresa Austin	Date	June 21, 2005
Signature	<i>Teresa Austin</i>		